

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

SIERRA STRAUSSER,

Plaintiff,

v.

TACO BELL OF AMERICA, LLC,
A Foreign Limited Liability Company

Defendant.

CASE NO.: 2:22-cv-10387
Judge Bernard A. Friedman

Wayne County Circuit Court
Case No.: 22-000755-NO

BRIAN L. FANTICH (60935)
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STIPULATION TO REMAND REMOVED ACTION AND ORDER THEREON
TO WAYNE COUNTY CIRCUIT COURT

Defendant, Taco Bell of America, LLC (“Defendant”) and Plaintiff, Sierra Strausser (“Plaintiff”) stipulate as follows:

1. That on January 22, 2022, an action was commenced against Defendant in the Circuit Court for the County of Wayne, State of Michigan entitled:

State of Michigan
In Circuit Court for County of Wayne

Sierra Strausser, Plaintiff,

-vs-

Taco Bell of America, LLC a
Foreign Limited Liability Company

Case No: 22-000755-NO

(hereinafter, the “State Court Action”).

2. The Summons and Complaint were served on Defendant through its registered agent on January 27, 2022.

3. On February 22, 2022, the Defendant filed a Notice of Removal of the State Court Action pursuant to 28 U.S.C. §§ 1441, 1446(b).

4. After some discussions, the Parties have stipulated that any damages award in this case, by way of judgment or by verdict, is capped at a maximum of Seventy-Five Thousand Dollars (\$75,000). *See* Stipulation for Order Capping Damage Award at \$75,000, attached hereto as Exhibit A.

5. The Parties further stipulate that each party shall bear its own attorney’s fees and costs with respect to the removal and subsequent remand pursuant to this stipulation and order.

Dated: March 10, 2022

MCMANUS LAW, PLLC

/s/ John M. McManus
By: John M. McManus P44102
Attorney for Defendants
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LAW OFFICES OF KELMAN & FANTICH

/s/ Brian L. Fantich
By: Brian L. Fantich P60935
Attorney for Plaintiff
30903 Northwestern Highway, Suite 270
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(248) 855-3557
With Consent on 3/10/22

ORDER

On March 10, 2022, the Parties to the above referenced action filed a Stipulation to Remand Removed Action. The Court having reviewed the stipulation and good cause appearing, orders as follows:

1. The Parties' stipulation is approved.
2. Eastern District of Michigan, Southern Division, Case No.: 2:22-cv-10387-BAF-EAS styled *Sierra Strausser, Plaintiff v. Taco Bell of America, LLC, a Foreign Limited Liability Company, Defendant* is hereby remanded to the Circuit Court for the County of Wayne, State of Michigan.

IT IS SO ORDERED

Dated: March 11, 2022
Detroit, Michigan

s/Bernard A. Friedman
Bernard A. Friedman
Senior United States District Judge

EXHIBIT A

STATE OF MICHIGAN
IN THE CIRCUIT COURT FOR THE COUNTY OF WAYNE

SIERRA STRAUSSER,

Plaintiff,

v.

CASE NO.: 22-000755-NO
JUDGE SHEILA ANN GIBSON

TACO BELL OF AMERICA, LLC,
A Foreign Limited Liability Company

Defendant.

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STIPULATION FOR ORDER CAPPING DAMAGE AWARD AT \$75,000

IT IS HEREBY STIPULATED AND AGREED, by and between the parties hereto, through their respective counsel, that an Order be entered capping any damage award rendered in this matter, by way of judgment or verdict, to a maximum of \$75,000.

/s/Brian L. Fantich
BRIAN L. FANTICH (60935)
Law Office of Kelman & Fantich
Attorney for Plaintiff
30903 Northwestern #270
Farmington Hills, MI 48334
(248) 855-3557
With consent on 3/10/22

/s/John M. McManus
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